

DECLARATORY RESOLUTION NUMBER  
698 - 1938

For the condemnation of a right-of way for sewer purposes across through and under a portion of Lot No. 476 Pfeiffer Place 2nd Addition, and a portion of Lot No. 24 Archer Heirs Addition; also for the vacation of a portion of the sewer right-of-way as condemned under Dec. Res. Number 688-1937, from the east line of Sherman Blvd. to a point (86) ft east of the east line of Sherman Blvd.

Approved-adopted: Thur. 3-24-38  
7:30 P.M.

Not. Prop. Owners: Mch. 26th and  
Apr. 2, 1938

Hearing on Confm. Thur. 4-14-38  
7:30 P.M.

Confirmed: Thur. 4-14-38, 7:30 P.M.

Assessm. Rl. Ord. " " "

Approval of Asm. Roll (T.U.A.)  
Thur. Apr. 28, 1938, 7:30 P.M. until  
Thur. May 5, 1938, 7:30 P.M.

As. Roll approved: Thur. 5-5-1938  
7:30 P.M.

Notices served: Saturday May 7,  
1938

Assessment Roll Confirmed:  
Thursday, May 19, 1938, 7:30 P.M.

DECLARATORY RESOLUTION NO. 698-1938.

For the condemnation of a right of way for sewer purposes across, through and under a portion of Lot Number 476 Pfeiffer Place Second Addition, and a portion of Lot Number 24 Archer Heirs Addition; also for the vacation of a portion of the sewer right of way as condemned under Declaratory Resolution Number 688-1937, from the east line of Sherman Boulevard to a point eighty-six (86) feet east of the east line of Sherman Boulevard.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to condemn a right of way for sewer purposes across, through and under a portion of Lot Number 476 Pfeiffer Place Second Addition, and a portion of Lot Number 24 Archer Heirs Addition; also to vacate a portion of the sewer right of way as condemned under Declaratory Resolution Number 688-1937, from the east line of Sherman Boulevard to a point eighty-six (86) feet east of the east line of Sherman Boulevard.

The condemnation of the right of way as above described to be made by condemning and appropriating for sewer purposes a tract of land more particularly described as follows: Commencing at a point eighty-six (86) feet east of the east line of Sherman Boulevard and one hundred sixty-one (161) feet north of the north line of Lillian Avenue; thence northerly to a point which is ninety-two (92) feet east of the east line of Sherman Boulevard and eighty (80) feet south of the south line of Russell Avenue; thence east a distance of twelve (12) feet; thence southerly to a point which is ninety-eight (98) feet east of the east line of Sherman Boulevard and one hundred sixty-one (161) feet north of the north line of Lillian Avenue; thence west a distance of twelve (12) feet to the place of beginning.

All as shown by a plan of such condemnation of sewer right of way, and vacation of portion of sewer right of way, as above described, now on file in the office of the Department of Public Works of said City.

The cost of the condemnation and vacation of said rights of way as above described shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by the proposed condemnation and vacation of said rights of way as above described is described as Lots Numbered 476 and 477 Pfeiffer Place Second Addition, and Lots Numbered 23 and 24 Archer Heirs Addition, to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, "entitled, An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments, if deferred, are to be paid in ten equal annual installments with interest at the rate of five (5) per cent. per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages except for such moneys as shall have been actually received by the City from the assessments for such property damages or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Jm



All of said streets and lots and lands affected by the above described condemnation and vacation of sewer rights of way being situated in the Northwest Quarter of Section 35, Township 31 North, Range 12 East, and lying within the corporate limits of the City of Fort Wayne, Allen County, Indiana.

Adopted this 24th day of March, 1938.

L. J. Andersen

W. L. Latham

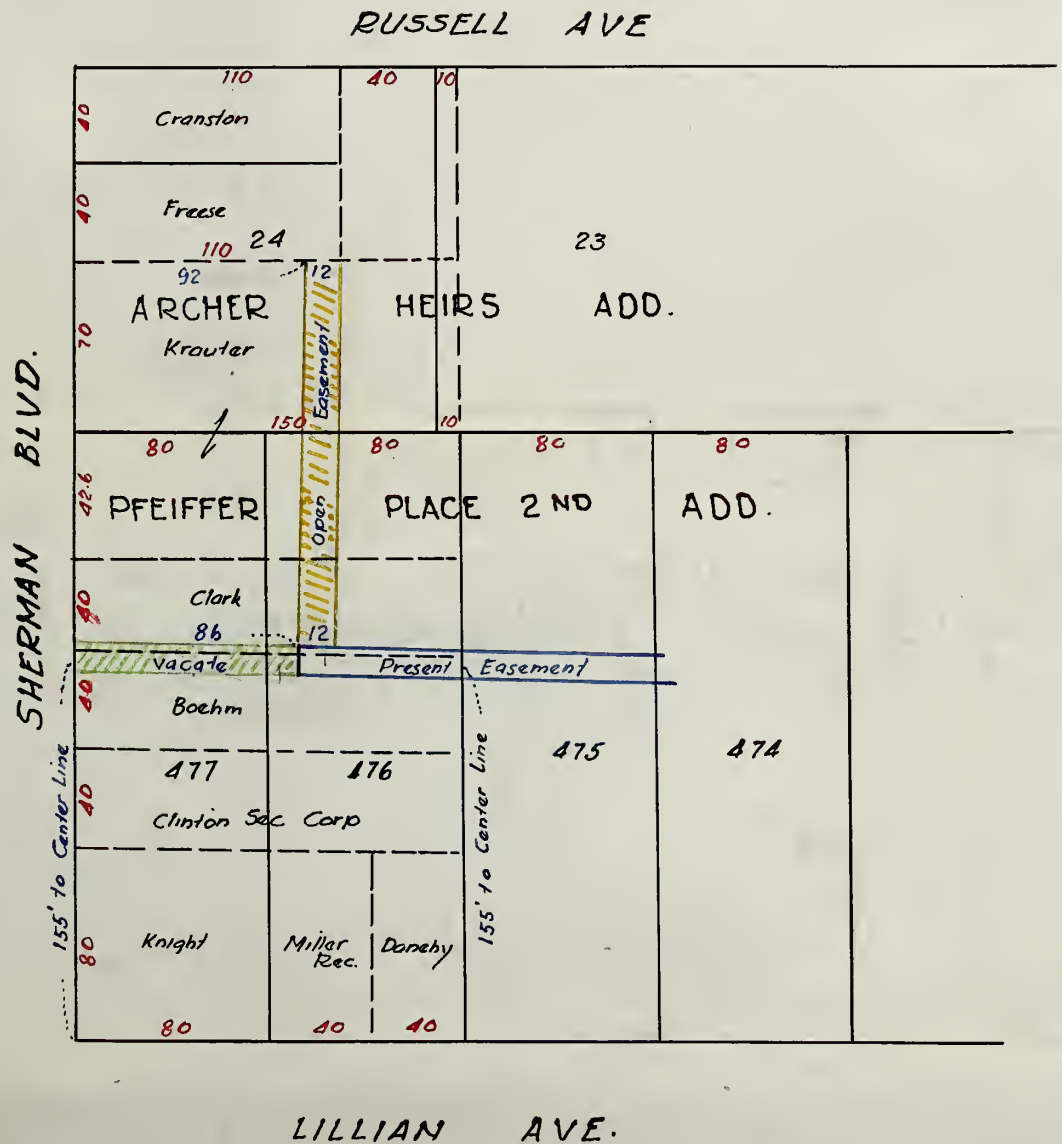
Board of Public Works

Attest: Chas. F. Hess

Secretary.



DECLARATORY RESOLUTION NO. 698-1938.



Improvement Res. No.

Resolution Adopted:

Confirmed:

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: